



UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
EASTERN DIVISION

SCOTT E. CONNER,

Plaintiff,

v.

AARON D. WINSLOW,

Defendant.

Case No. EDCV 07-218 AG (AN)

ORDER APPROVING AND ADOPTING
REPORT AND RECOMMENDATION OF
UNITED STATES MAGISTRATE JUDGE

Pursuant to 28 U.S.C. § 636, the Court has reviewed the file, including the Magistrate Judge's Report and Recommendation ("R&R"), *de novo*. Plaintiff did not object to the R&R despite being given an opportunity to do so.

IT IS ORDERED that:

1. The R&R is approved and adopted.
2. Defendant's motion to dismiss the complaint pursuant to Fed. R. Civ. P. 12(b) is granted.
2. Judgment shall be entered dismissing this action without prejudice.
3. All motions are denied as moot and terminated.

IT IS FURTHER ORDERED that the Clerk of the Court shall serve a copy of this Order and the Judgment on all counsel or parties of record.

DATE: May 30, 2009

ANDREW J. GUILFORD
UNITED STATES DISTRICT JUDGE